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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Daniel B. Stewart et al.

Examiner:

Serial No.: 09/751,189

Art Unit 2152

Filing Date: December 29, 2000

Atty Docket No.: NTL-3.2.160/3597  
(12740RO)

For: Network Protocols For Distributing Functions Within a Network

Box Missing Parts (Box Fee)  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**SUBMISSION OF MISSING PARTS**

Sir:

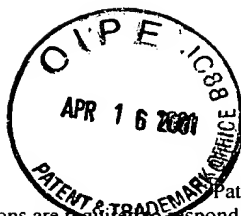
In response to the Notice to File Missing Parts dated February 12, 2001, Applicant submits herewith and Assignment and Declaration. A check for the surcharge fee of \$4,196.00 is enclosed herewith.

Respectfully submitted,

Richard M. Lehrer  
Reg. No. 38,536  
COBRIN & GITTES  
750 Lexington Avenue  
New York, New York 10022  
(212) 486-4000

Date: April 12, 2001

Please type a plus sign (+) inside this box [ + ]



PTO/SB/21 (12-97)

Approved for use through 10/31/02. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/751,189
	Filing Date	December 29, 2000
	First Named Inventor	Daniel B. Stewart
	Group Art Unit	2152
	Examiner Name	
Total Number of Pages in this Submission [   ]	Attorney Docket Number	NTL-3.2.160/3597 (12740RO)

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Assignment Papers (for an application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input checked="" type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (Please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Check # _____ for \$4,196.00
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	Acknowledgment Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53		
[REMARKS]		

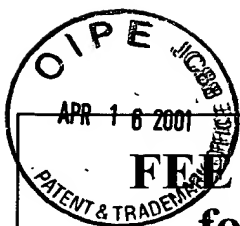
**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual Name	COBRIN & GITTES Richard M. Lehrer, Reg. No. 38,536
Signature	
Date	April 12, 2001

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: [April 12, 2001]		
Typed or printed name	Richard M Lehrer	
Signature		[Date]: April 12, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form



# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

## Complete if Known

Application Number	09/751,189
Filing Date	December 29, 2000
First Named Inventor	Daniel B. Stewart
Examiner Name	
Group/Art Unit	2152

TOTAL AMOUNT OF PAYMENT (\$ ) 4,196.00

Attorney Docket No. NTL-3.2.160/3597 (12740RO)

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: [03-2317]

Deposit Account Name: [COBRIN & GITTES]

☒ Charge any additional fee required under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Money Order ☐ Other

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Code	(\$)	Code	(\$)		
105	130	205	65	Surcharge - Late filing fee or oath	130.00

127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
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139	130	139	130	Non-English specification	
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147	2,520	147	2,520	Request for Reexamination	
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112	920*	112	920*	Req. publication of SIR prior to Examiner action	
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113	1,840	113	1,840	Requesting publication of SIR after Examiner action	
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115	110	215	55	Extension within first month	
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116	390	216	195	Extension within second month	
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117	890	217	445	Extension within third month	
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118	1,390	218	695	Extension within fourth month	
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128	1,890	228	945	Extension within fifth month	
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119	310	219	155	Notice of Appeal	
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120	310	220	155	Brief in support of an appeal	
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121	270	221	135	Request for oral hearing	
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138	1,510	138	1,510	Petition to institute a public use proceeding	
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140	110	240	55	Petition to revive - unavoidable	
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141	1,240	241	620	Petition to revive - unintentional	
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142	1,240	241	620	Utility issue fee (or reissue)	
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143	440	243	220	Design issue fee	
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144	600	244	300	Plant issue fee	
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122	130	122	130	Petitions to the Commissioner	
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123	130	123	130	Petitions related to provisional applications	
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126	180	126	180	Submit Info. Disclosure Stmt	
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581	40	581	40	Patent Assignment per property	40.00
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146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))	
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149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	
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179	710	279	355	Request for Continued Examination (RCE)	
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169	900	169	900	Request for expedited examination of a design appln.	
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SUBTOTAL (2)

(\$ ) 3316.00

Other fee (specify)

SUBTOTAL (3)

170.00

## SUBMITTED BY

Name (Print Type)	Richard M. Lehrner	Registration Number	38,536	Telephone	(212) 486-4000
Signature		Date	April 12, 2001		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SENT TO: Assistant Commissioner for Patents,



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/751,189	12/29/2000	Daniel B. Stewart	NTL-3.2.160/3597 (12740RO)

CONFIRMATION NO. 8529

## FORMALITIES LETTER



\*OC000000005756311\*

COBRIN & GITTES  
750 Lexington Avenue, 21 floor  
New York, NY 10022

Date Mailed: 02/12/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

04/20/2001 SSESHE1 00000049 09751189

FILED UNDER 37 CFR 1.53(b)

01 FC:101	710.00 OP
02 FC:103	756.00 OP
03 FC:102	2560.00 OP
04 FC:105	130.00 OP

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$3316.
  - \$756 for 42 total claims over 20.
  - \$2560 for 32 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 4156.

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at

least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice MUST be returned with the reply.*



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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE